

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent application:

NAKAMURA *et al.*

Serial No.: 09/809,038

Filed: March 16, 2001

For: NITRIDE SEMICONDUCTOR LIGHT-EMITTING DEVICE

Atty. Docket: 160-356

Group Unit: 2814

Examiner: Louie, W.

#9/Resp.
6/17/2
Suresh

June 3, 2002

Assistant Commissioner for Patents
Washington, DC 20231

RESPONSE

Sir:

In response to the Office Action dated March 4, 2002, Applicants respectfully request reconsideration of the above-identified application for at least the following reasons.

REMARKS

Claims 63-71 are currently pending in the instant application.

The rejection of Claims 63-71 under the judicially created doctrine of obviousness-type double patenting over claims 1-12 of U.S. Patent No. 5,652,434 in view of Nakamura *et al.* (U.S. Patent No. 5,959,307, hereinafter "Nakamura '307") is respectfully traversed.

At the outset, it is noted that the instant application is a continuation of application Serial No. 09/069,240, filed April 29, 1998, which, in turn, is a continuation



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